COMPARISON OF ASSEMBLY BILL 129 PROTOCOLS

All references herein to "WIC" refer to the Welfare and Institutions Code

	INYO	PLACER	STANISLAUS	SAN JOAQUIN	RIVERSIDE
Agency model	Lead agency model	Either (1) On-Hold Model with subcomponents of	No predetermination of which model to use – both	Lead Court / Lead Agency Model – the assisting agency's	Lead Agency / Lead Court Model
		lead agency OR (2) Concurrent Service and Case Plan Model	On-Hold and Lead Agency are possibilities; staff from both agencies examine the WIC, § 241.1 Joint Assessment information and determine which	jurisdiction over the child is suspended so that at any one time only one agency has active jurisdiction (so as not to duplicate services)	
Emphasis placed on collaborative efforts between Probation and Child Protective Services (CPS)	Lead agency really takes charge of the case; however, the lead and assisting agencies are supposed to work together to create an appropriate case plan for the minor	Strong emphasis – Ex. Joint reports, joint in-person conference	model to use Each department must provide training to the other in regard to the agreement and its data system	Clear procedure outlined for cases where the minor's safety may be compromised by staying in Juvenile Hall or local children's shelter; Agencies are to work together to determine the least restrictive and most secure environment for the child in such a situation	The lead agency must conduct a joint assessment and work with staff from both CPS and Probation Dept. to determine which is most appropriate to provide services to the child at that time
How hearings for	Joint dependency/	Dependency lead		The court will	If the Probation
dual status youth	wardship hearings are	cases are calendared		conduct joint	Dept. is

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for dual status	and/or the Placer	Family Services to	the court specifies	worker, County
	County Probation	immediately take	otherwise. If required	Counsel, and
Court may determine	Risk Assessment in	custody of a child	to be in writing, then	probation officer
that a change in lead	order to make	who is being held in	both Probation and	will all be
agency is appropriate	decisions about the	juvenile hall	CPS must sign the	submitted to the
if both agencies	delivery of service	without a WIC, §	report	lead court to
consult and present	and intervention.	602 petition being		assist in this
this to the juvenile		filed when the child		determination
court	When a child enters	is better suited for a		
	either system, the	community Service		If the initial
If one agency	caseworker must	Agency		petition is based
determines that the	contact the alternate			on a WIC, § 602
youth should be	agency and			petition, then the
removed from their	determine if the			PD's office will
home, then they must	minor has had a			represent the
file a petition with	history with the			minor. If a WIC,
the court and the	alternate agency.			§ 602 case exists
court will then				and a WIC, § 300
terminate the	The detention report			petition is filed to
jurisdiction of the	should include a			create dual
nonfiling agency	recommendation to			status, then the
	the court as to the			JDP (Juvenile
	length, level, and			Defense Panel)
	extent of the			will be appointed
	Delinquent or Child			to represent the
	Welfare involve-			minor and the
	ment and the need			minor's family
	for possible WIC, §			
	241.1 handling			

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Interagency conflict resolution process	If the heads of CPS and the Probation Dept. are unable to agree, then the dispute will be	The court will make the final determination of whether dual jurisdiction should be granted If conflict arises as to which agency should be the lead and the managers cannot reach a	Interagency conflict should be solved by moving up the chain of command in both agencies	Interagency conflict should be solved by moving up chain of command and ultimately ending in	Interagency conflict should be resolved by moving up the chain of
	elevated to the Multi-Agency Policy Committee.	resolution, the case will be referred to the System Management Advocacy Resource Team (SMART) for a WIC, § 241.1 formal SMART Management Team (SMT) review.	Emphasis is placed on solving issues at lowest staffing level possible	filing separate reports with the court	command
		If conflict arises as to the services to be provided, the case should first be reviewed in a team conference with Children's System of Care (CSOC) and the Probation			

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Confidentiality issues around information sharing between agencies	Not mentioned	Supervisor. If the supervisors cannot agree, the case should be referred to CSOC SMT for review. Not mentioned	Under WIC, § 241.1 the court, community service agency, and probation shall exchange informa- tion about a child's history of abuse and neglect as well as the child's history of delinquency and out-of-control behavior, both orally and by providing photocopies, as needed, of each	Not mentioned	Not mentioned
			other's case file		
One judge /one attorney – required?	Aims to have one judge handle case; however, accepts that	Mandates one judge for each case	Strives for single- attorney model	If there is more than one judge handling a dual-status case, then	Details the legal responsibilities of attorneys
	this may not be possible	Strives for single- attorney model		they must communicate in regard to the case	representing dual-status youth; however,

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				Single-attorney model should be used unless it would be detrimental to the minor or be inappropriate to do so	no mention of one judge / one attorney requirement
Lead Agency/Caseworker Responsibilities	The lead agency is responsible for case management, visiting the minor monthly, scheduling court hearings, preparing court reports, and providing services to the minor and the minor's family	Monthly in-person meetings are required of caseworkers Clear outline of responsibilities for individual caseworkers with dual jurisdiction youth	Reports are prepared by one of the two agencies; the receiving agency must have reviewed and signed the report	Joint dependency / wardship hearings should be held for dual-status youth, and the lead agency should prepare a single court report for the hearing; The assisting agency may prepare supplemental reports	Clear criteria provided for the lead and assistant agencies Clear procedures and responsibilities for persons preparing the WIC, § 241.1 Joint Assessment Report are provided Clear criteria provided for the notice (in and out of county) and distribution of the Joint Assessment Report

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Provisions for reassessing the protocol	As may be required by WIC, § 241.2 and/or the Judicial Council, CPS and Probation shall collect, compile, and report data to evaluate the protocol, and shall utilize any required data collection and evaluation	PLACER Under Administrative Office of the Courts requirements, data will be collected and maintained by administrative support staff at Children's System of Care	The parties shall conduct a joint evaluation of the protocol once every two years from the effective date of September 1, 2005	As may be required by WIC, § 241.2 and/or the Judicial Council, CPS and probation shall collect, compile, and report data to evaluate this protocol and shall utilize any required data collec- tion and evaluation	The plan to collect data to evaluate the protocol will follow the Judicial Council requirements
Other specifications	procedures Distinguishes between (1) dual- status minors, (2) potential dual-status minors, (3) special- status minors	Emphasis on keeping dual-jurisdiction case planning family-centered	Emphasis placed on respecting the confidentiality of those receiving Child Welfare Services	procedures	Most comprehensive protocol by far Specifies housing of dual-status youth shall be in compliance with WIC, § 16514(b) and §16514(c) (Emergency Shelter Statutes) Provides county liaisons for counties in Southern California